

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Kevin Van Der Bosch,

Civil No. 09-1247 (DWF/SRN)

Plaintiff,

v.

**AMENDED
ORDER ADOPTING REPORT
AND RECOMMENDATION**

Michael J. Astrue, Commissioner
of Social Security,

Defendant.

Frank Levin and James Roth, Esq., Frank W. Levin, P.A., counsel for Plaintiff.

Lonnie Bryan, United States Attorney's Office, United States Attorney's Office, counsel
for Defendant.

This matter is before the Court on the Report and Recommendation of
United States Magistrate Judge Susan Richard Nelson. No objections to the Report and
Recommendation were filed within the requisite time period. Accordingly, based on the
foregoing, and all the files, records, and proceedings herein,

IT IS HEREBY ORDERED that:

1. Plaintiff's Motion for Summary Judgment (Doc. No. [6]) is **DENIED**; and
2. Defendant's Motion for Summary Judgment (Doc. No. [9]) is **GRANTED**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: July 28, 2010

s/Donovan W. Frank
DONOVAN W. FRANK
United States District Judge